

GOVERNMENT OF ANDHRA PRADESH

A B S R A C T

Social Welfare Department – Land Acquisition for House Sites – Nalgonda District – Dilawarpur Village, Damercharla Mandal – Land Acquired for provision of house sites to the STs and Others – Sanction of Rs.4,78,175/- towards payment of decretal charges as ordered in WP.No.22865/2008 in AS No.2535/2000 in OP.No.25/1991 – Orders Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O Rt.No.404

Dated: 04.06.2012

Read the following

1. From the Dist Collector, Nalgonda, Lr.Rc.No.G/122/01, dated 26.3.2012.
2. From the CSW, A.P., Hyderabad Lr.No.LA2/6031/2001, dated 28.3.2012.
3. From the Spl CS to Govt & CCLA, A.P., Hyderabad Lr.No. SRP3/506/2012, dated 09.4.2012.
4. Govt Memo.No.5135/SW.LA-2/2012, dated 24.04.2012.
5. From the Spl CS to Govt & CCLA, A.P., Hyderabad Lr.No. SRP3/506/2012, dated 17.05.2012.

In the reference 3rd read above, the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that the Dist Collector, Nalgonda/the Commissioner of Social Welfare, A.P., Hyderabad vide references 1st and 2nd read above, has reported that the LAO/MRO Damarcharla has acquired land to an extent of Ac.6.88 Cts in Sy.No.482/4 & 483/2 for providing house sites to S.Ts and Others of Pedda Thanda and Kethavath Thandas H/o Dilawarpur Village, Damarcherla Mandal of Nalgonda District. The LAO/MRO, Damarcharla has passed Award Proceedings No.A1/1190/85, dated 20.4.1991, duly fixing the land value @ Rs.12,500/- per acre. The claimants were received the award amount under protest and filed O.P.No.25/91 U/s 18 of LA Act. The Hon'ble Sr. Civil Judge, Miryalaguda in his orders dated 26.11.1999 has enhanced the market value from Rs.12,500/- to 45,000/- per acre. Aggrieved by the lower court orders the LAO/MRO, Damarcherla has filed an Appeal Suit No.2535/2000 in the Hon'ble High Court of AP and the claimants have filed Cross Objections. The Hon'ble High Court in its orders dated 23.02.2007 has dismissed both the Appeal and Cross Objections and confirmed the order passed by the Reference Court. The Government Pleader for Appeals A.P., High Court has opined that it is not a fit case to prefer any further appeal to the Hon'ble Supreme Court of India and advised to comply with the Judgment passed by the Hon'ble High Court of A.P., immediately without further delay so as to avoid payment of exorbitant rate of interest vide his Lr No. AS. 2535/2K/A4, dated 29.11.2007. The claimant has filed W.P.No.22865/2008 praying the Hon'ble High Court for payment of determined compensation amount together with interest. The Hon'ble High Court of A.P., in its orders dated 28.7.2011 directed the respondents to deposit the same to the credit of OP.No.25/91 on the file of the learned Senior Civil Judge, Miryalaguda within a period of two months from the date of receipt of the order, accordingly the WP is disposed off as infructuous. The District Collector, Nalgonda has submitted proposals along with calculation sheet and requested for sanction of Rs.4,78,175/- towards payment of decretal charges as per the Hon'ble High Court orders dated 28.7.2011 in WP.No.22865/2008 in AS No.2535/2000 in OP.No.25/1991, for the land acquired to an extent of Ac.6.88 Cts in Sy.No.482/4 & 483/2 situated at Dilawarpur Village, Damarcherla Mandal of Nalgonda District. for providing house sites to S.Ts and Others

2. The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has forwarded the proposals along with the calculation sheet furnished by the District Collector, Nalgonda for sanction of Rs.4,78,175/- towards payment of decretal

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charges as per the Hon'ble High Court orders dated 28.7.2011 in WP.No.22865/2008 in AS No.2535/2000 in OP.No.25/1991, for the land acquired to an extent of Ac.6.88 Cts in Sy.No.482/4 & 483/2 situated at Dilawarpoor Village, Damarcherla Mandal of Nalgonda District. for providing house sites to STs and Others

3. The Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs.4,78,175/- (Rupees four lakh seventy eight thousand one hundred and seventy five only) to the District Collector, Nalgonda, towards payment of decretal charges as per Hon'ble High Court orders dated 28.7.2011 in W.P.No.22865/2008 in A.S No.2535/2000 in O.P.No.25/1991 in respect of the land acquired to an extent of Ac.6.88 Cts in Sy.No. 482/4 & 483/2 situated at Dilawarpoor Village, Damarcherla Mandal of Nalgonda District for providing house sites to S.Ts and Others

4. The expenditure sanctioned in para (3) above shall be met within the BE.2012-13 and debited to the following Head of Account.

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary proceedings to the District Collector, Nalgonda to comply with the Hon'ble High Court orders dated 28.7.2011 in WP.No.22865/2008, accordingly.

6. The District Collector, Nalgond shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess clam is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Esp.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P.,
Hyderabad

The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Nalgonda

Copy to:

The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,
The District Treasury Officer, Nalgonda District.

Finance (Exp.SW/BG) Department

Government Pleader for Land Acquisition, Hon'ble High Court of A.P., Hyderabad.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER